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Patent  
Attorney's Docket No. 011683-012

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Reissue Application of )  
Robert L. HESS ) Group Art Unit: 3736  
Serial No.: 08/850,073 ) Examiner: J. Lacyk  
(Reissue of U.S. Patent No. 5,411,466) )  
Filed: May 2, 1997 )  
For: APPARATUS FOR RESTENOSIS )  
TREATMENT )

**AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
AUG 20 2002  
TECHNOLOGY CENTER R3700

Sir:

In response to the Office Action dated January 30, 2002 and the Notice of Non-Compliant Amendment dated July 17, 2002, please amend the application as follows:

**In the Claims:**

Please cancel Claims 23 and 40 without prejudice or disclaimer of the subject matter contained therein.

Please amend Claim 19 as follows:

El sub 19. The apparatus of Claim 10, wherein the catheter includes a balloon inflated by a fluid having the radiation dose means incorporated therein.